

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK INC. FORM NO. 10148

Held Monday, March 9

7:00 p.m.

20 09

CALL TO ORDER:

1. The meeting was called to order Monday, March 9, 2009 at 7:00 p.m. by President of Council Daryl Revoldt.
2. The opening prayer was delivered by Rev. Richard Scherpenisse
3. All present recited the Pledge of Allegiance.

ROLL CALL:

4. Mr. Revoldt: Thank you Richard. Clerk, would you please call the roll.

The following members of Council responded to roll call: Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt, and Snyder. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Zumbar, City Engineer Benekos, Director of Economic Development Bowles, Superintendent of Utilities, Services and Recreation Chufar, Equipment Operator Queen, Electrical/Mechanical Maintenance Person McKinney and Clerk of Council Kalpac.

5. Consideration

Council Meeting Minutes – February 23, 2009
Mayor's Court Receipts – January, 2009

Mr. Revoldt: You have for your consideration minutes of the council meeting for February 23, 2009 and the mayor's court receipts for January, 2009. Are there any corrections, amendments or questions to those documents?

Mr. DeOrio: Mr. President, I would move that we approve as submitted.

Mr. Revoldt: Do I have a second?

Mr. Davies: Second.

Mr. DeOrio moved and Mr. Davies seconded to approve the council meeting minutes and mayor's court receipts as presented: All members present voting.

Yes: DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.

No: 0

6. Committee Minutes

Mr. Revoldt: We have committee minutes from the Community & Economic Development Committee meeting held on March 2, 2009 and Finance & Property Committee meeting minutes held on the 23rd of February and the 2nd of March. Are there any corrections or amendments to those? Seeing none, may I have a motion to approve?

Mr. Davies moved and Mrs. Kiesling seconded to approve the committee report minutes as presented. All members present voting:

Yes: Foltz, Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

Community & Economic Development Committee: Please refer to the minutes on file in the Council Office for the Community & Economic Development Committee meeting held March 2, 2009.

Finance & Property Committee: Please refer to the minutes on file in the Council Office for the Finance & Property Committee meetings held February 23 and March 2, 2009.

7. Recognition of Visitors

Mr. Revoldt: Recognition of visitors. Is there anyone here who wishes to address the Council?
Mr. McKinney, please step forward to the microphone and state your name and address.

William McKinney: Okay, my name is William McKinney. Address you said?

Mr. Revoldt: Please.

Mr. McKinney: My home address?

Mr. Revoldt: Your home address.

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Mr. McKinney: Okay, thank you. It's 11104 Gladdis – that's G-l-a-d-d-i-s Street SW, Massillon, Ohio 44647. Mr. President, Members of Council, Mr. Mayor, Mr. Wise, distinguished members here or staff here, I would like to address the Council for a moment if you might on considering these telephones that we've just received. Most of the guys I work with, most of the people I knew several years ago when they went – our supervisors went with Verizon and stuff had their own cell phones and many of them changed to Verizon. I did not. I did change my plan, I'm with AT&T and I changed my plan to where I have enough minutes to cover in case they need to get a hold of me or anything, it's not a problem. And many – many of them had changed. And speaking for myself, I don't need the responsibility of a second telephone. I don't need one. I think it's a shame to ask the taxpayers and citizens of this city to pay for needless duplication when we don't need it. And I would like to respectfully return the phone. I really don't need the responsibility of it. I don't want the responsibility of it. And I don't think it's fair to ask the citizens of North Canton to pay for it when I've got a phone that works just fine. So if I may...

Mr. Revoldt: You may.

Mr. McKinney: I would like to give that back to you with my blessings.

Mr. Revoldt: Thank you, sir.

Mr. McKinney: Thank you, sir.

Mr. Revoldt: Always happy to have a little economy.

Mr. McKinney: Well every time I pick up the newspaper or read the – listen to the radio I hear you Mr. Revoldt talking about how tough times are and how we have to watch our pennies and cut corners here and cut here. Well giving out 75 phones maybe there's a few people that needed them and that would have been fine, but to just blanket that many people with these phones I believe is awful costly to the city in a time when we're – you know my mom always taught me to watch your pennies the dollars will take care of themselves.

Mr. Revoldt: That's good advice.

Mr. McKinney: So, thank you. So as one employee that's willing to give back – I've just give back. I'm trying to do my part. Thank you.

Mr. Revoldt: That's a good gesture. Thank you, sir. Is there anyone else who wishes to address the Council at this time?

OLD BUSINESS:

8. Mr. Revoldt: Alright, seeing none, let's move on to Old Business, Item 8 a motion to read by title only, second reading of Ordinance No. 23-09.

Mr. DeOrio moved and Mrs. Kiesling seconded to **read by title only, second reading of Ordinance No. 23-09.**

Yes: Foltz, Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

Ordinance No. 23-09 – 2nd Reading – Finance & Property

An ordinance to make appropriations for current expenses and other expenditures of the City of North Canton, Ohio, for the period beginning January 1, 2009 and ending December 31, 2009, and declaring the same to be an emergency.

Mr. Revoldt: Jon.

Mr. Snyder: Thank you Mr. President. This is the second reading of the '09 budget. Again, since the last reading which was two weeks ago I know there's been some question as to the expenditure of monies for some infrastructure and some engineering on Main Street north of Applegate to Orion. There is approximately \$400,000 in this budget contained in that. That amount of money, even though it's in the budget, cannot be spent until it comes back to council for approval. I ask the administration last week and they concurred that hopefully by next week at the committee meeting they will have a layout of all those projects on Main Street, what they're going to cost us and the projection of what type of money we're going to need. I think we still have some time for at least one more reading of this budget before it has to be put into place – permanent budget by April 1. So I would ask the council to bear with that, pass this second reading and by next week's committee meeting we will have that information relative to the project. At that time you will have an additional week to think about what your feelings are on that. Where we're going to go from that and that will give you time to decide how we're going to pass. If - and I would hope that would meet with everybody's approval. If not we can – we'll adapt anything to make everybody in a comfortable position. Are there any comments on that at all?

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Mr. DeOrio: Well since – if I may...

Mr. Snyder: Please.

Mr. DeOrio: As member of the committee, since last week I had, you know, opportunity to weigh a lot of what was said here at the council meeting and you know I'm not in a comfort level with this project yet. The part that is from Applegrove to Orion that is the area – the road that I'm very familiar with given that I live just beyond – off of Orion and travel it regularly, but the part that I'm having difficulty with is that you know we're going to have to commit to a project that's a few years down the road. We can get an estimate of what we think that will be today, but that will be subject to revision as we get closer to the time to where it's going to be bid out. Costs may be lower then, may be higher, undetermined. That is something that probably could be overcome. But from the revenue side though is where the greatest difficulty lies. I'm a believer that city's revenues will continue to decline just as they are everywhere else for a period of a few years. I was doing some research I came across something that I would just like to share with you. And it's stuff that you probably already know. But being that I just read it recently it just keeps it – bear in mind what we're asked to do here, but on 60 Minutes recently or a segment had declared that the housing crisis was only one-third complete. As many as seventy (70%) percent of the hybrid, teaser mortgages will default. Some mortgages are defaulting before they're even reset. Commercial real estate will face similar challenges. As we saw recently in the newspaper Circuit City closing its doors that affects you know owner of that strip, and as others close their doors eventually commercial real estate will be going through the similar foreclosure crisis. Many mortgages that have been reworked with bailout money have already fallen behind again. This doesn't give me a comfort level in saying well our city revenues will be sufficient in 2011 or '12 to meet the component of the match that the city would have to come up with in any grant opportunity. I'm not sure that the city will have the million dollars or close to it to commit to that project if as we see come April 30th here, perhaps in May, the Finance Director will be able to give us a better handle on what impact we've seen already. I know at the county level you know they're you know having difficulties meeting payroll from week to week because the property taxes are just not getting collected completely. Homes are in foreclosure and the taxes just aren't getting paid. Banks are holding onto the money and they're not relinquishing it to the county. Eventually it all gets you know put together. We may not have such a heavy burden placed on us or dependence I should say on real estate property taxes. But eventually if you can't pay that you probably don't have a job that you're paying income tax. So given that I would like to see us on this budget, I would like to see us remove that provision in there for the expenditure of these funds for that section of the Main Street project until such time that we can get a better feeling for what our revenues might be. And if that means it's a window that closes then it's a window that closes. But there's a lot of other streets in this city that need some serious work and would do as much good to get them addressed. As a result of that I probably would you know if the budget stays in its present form would not be one that would be voting in support of that. Given that there is a need for an emergency clause on I wanted to make the President of Council aware of my feelings. Thank you.

Mr. Davies: I agree with Pat.

Mr. Revoldt: Any other questions or comments at this time on this matter?

Mr. Foltz: My only comment is if we're going to wait until committee why we bringing this up now? If we want to give the administration a chance to actually review this, put numbers behind it...

Mayor Held: Absolutely.

Mr. Foltz: I mean I haven't been here, obviously you guys know why, I come to the last meeting, I don't have anything in front of me and all of a sudden this is coming off the budget. I'd like to get more information and discuss this intelligently at a committee meeting. That would be my - before we take anything out at this time. That would be my comment.

Mr. Revoldt: If I could follow up on Doug. Just two comments and they perhaps dovetailed with Pat's analysis. A long time ago when we started to do Main Street we did it to replace badly deteriorated infrastructure. I think if we're going to look at this project and we didn't do it for the purposes of streetscape, it just simply got reassembled with a streetscape, but the idea was that we were going to get out ahead of the infrastructure issues in this community and I think we've done a pretty good job as a result. But if we can Jim, and this goes to Pat – or Doug's question; let's characterize the nature – first of all what is the scope of the project. What precisely are we going to do out here? We're going to widen the road we're going to put in new curbs and gutters, new sidewalks, new lighting, etc. Let's characterize it. And then let's look at the nature of that infrastructure. Are we going to replace the water, are we going to rebuild the storm? What's the condition of the sanitary and curb and gutter? I think that gives us some sense on whether the project is urgent or less so. If we have major infrastructure issues then this may become a little more difficult decision. If we don't, then we may simply just let the matter rest. If we can do that.

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Mayor Held: Sure. If I can comment?
Mr. Revoldt: You may.

Mayor Held: You know I think really what we'd like to do from the administration's prospective is next week we'll be able to lay it out to all the council members so you'll have a clear understanding of what the project entails. I think there was a misunderstanding that we're spending five million dollars on lamp posts, which is not the case. I mean that North Main needs to be redone. It's not a question of whether we're going to do it, we will do it. But right now we have an opportunity where we've secured – it's a five million dollar project and nearly seventy-five (75%) percent of it is paid for through grants. And to turn that money away when you have to do the project at some point in the future, I'm not sure that that's the best move that the city can make right now. And you're right, we are in some real tough times as Councilman DeOrio mentioned, we really are. And whether or not it's going to get any better over the next couple of years we don't know that. Let's anticipate that it does continue – we continue with that struggle. But we still have to do the best that we can here internally to make sure that our businesses are thriving and to make sure that our roads are functional. You know we cannot get into a bunker mentality and simply not progress or not reinvest because we are competing with other communities. And North Canton has always been a top rated community and we need to continue to make sure that North Canton is number one.

Mr. Revoldt: Let me ask you this, when do we anticipate this grant being announced if we do in fact get it? When would we anticipate that?

Mr. Benekos: The North Main Street streetscape from Applegate to Orion has already been awarded to North Canton.

Mr. Revoldt: It has been awarded.

Mr. Benekos: We were selected out of forty (40) applicants to the county, to SCATS. We were within the top five (5). It's a highly ranked project within the county. They would like to know if you're not going to do this project so they can have the funds back to redistribute them to other communities, so the sooner the better.

Mr. Revoldt: We believe this project will go in 2012?

Mr. Benekos: That's when it's been appropriated for is 2012 for the construction – the fiscal year 2012.

Mr. Revoldt: Alright...

Mrs. Kiesling: Gosh, it's not going to last until 2012.

Mr. Revoldt: I think what we're hearing from council is that we can give it a second reading this evening. Is that correct? But we'd like to have this on the agenda for additional discussion on Monday night. Is that correct?

Mr. Snyder: That's right. And we'd hope at that point that you'd have some type of visual that you can lay it out so everybody can read along exactly – what it's actually going to cost us and where we're headed with it.

Mr. Revoldt: Break out the lights.

Mr. Snyder: That way we can make an intelligent decision.

Mr. Foltz: I'd also like the comment to have a history as to how we paid for the other phases of North Main and South Main. Because we seemed to get by and take care of those immediate concerns when we needed to. And I don't think in this sense – it's totally unfair not to hear this out and look at the grant dollars that we might be turning away from. I hate to turn down any money for any project. And maybe the time frame isn't where we want to be but you might never get that money again to do these types of projects. It's that simple – it's that simple. It's just what it comes down to. Thank you.

Mrs. Kiesling: Jim, is next Monday – I mean when are they wanting to know for sure. I assume they assume we're accepting it. So...

Mr. Benekos: Sure.

Mrs. Kiesling: Yea, they're probably thinking we're insane even thinking about it. But when do they need to know for sure?

Mr. Benekos: I'd say if the next vote is in two weeks from now...

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Mrs. Kiesling: That's good enough.

Mr. Benekos: I'm sure they'd be fine with that.

Mr. Snyder: We really have no more time other than...

Mrs. Kiesling: We have to pass the budget.

Mr. Snyder: Yes, we have next week to consider the actual project which we'll do a committee of the whole meeting. The following week we will have to have the third and final reading to either approve or whatever we're going to do on the budget because at that point we're out of time. That's the last meeting for the month and it has to be in place April 1. So that's why I say if ...

Mr. Revoldt: Alright, I just want everybody no matter how this falls that everybody is comfortable with the decision.

Mr. Snyder: Right.

Mr. Revoldt: We want it back for a little more discussion – we've got two weeks. So no one feels that the issue got jammed past them or they did not have all the information at hand. Jeff...

Mr. Davies: What exactly are you going to present to us next week?

Mr. Benekos: My understanding is – right now there's three projects on Main Street: there's a resurfacing project, there's a water and sewer project and then the streetscape project. So I'll identify the limits of each of those projects, the cost and the scope of each project.

Mr. Revoldt: Can I make a suggestion – can I...

Mr. Davies: But I know that. What I want to know is how you are going to handling the other eleven million dollars that's been identified and when those projects are going to get done. You know it's not just this project. There's you know eleven million dollars more projects in people's neighborhoods and so forth that need to be. How are those going to be paid for and when are they going to be done?

Mayor Held: And see – if I can answer that question, Mr. President?

Mr. Davies: Please.

Mayor Held: Really if you take a look at where we're at in the city, we have over twenty million dollars in projects that we could do right now. And what we're doing is prioritizing. When you can leverage the amount of projects that can get done through grant funding – like let's say we take the \$900,000 and we pick another street in your ward, Jeff, and we add to one of the streets in your ward. That could easily - one street \$500,000 – one side street. Let's say we add one more, we wouldn't even have enough to do one street in each ward with \$900,000. But we can get Main Street done from the city limits, Orion all the way down to Applegrove and then from Applegrove we can do the – the paving goes from 7th Street down to Rose Lane. Correct? So we're going to repave all of Main Street from 7th or from Rose Lane all the way up to 7th Street and then from 7th Street to Applegrove, that's one project and then Applegrove to Orion that's another project. That's five million dollars in projects. The Main Street has to be done. And when you look at the number of residents that are affected or that are going to be impacted by that it's not just a small percentage of the population it's the whole city.

Mr. Davies: I...

Mayor Held: That's 16,500 people. And when the project has to be done... Now let's say there was a street in your ward that needed to be done and if we had a seventy-five (75%) percent grant match that would be a top priority. No doubt about it.

Mr. DeOrio: Mr. Mayor, does the five million dollar project is that for all three components of this or is it just one?

Mr. Benekos: No, that's just the streetscape project.

Mr. DeOrio: That's just the streetscape project.

Mr. Benekos: Correct.

Mr. DeOrio: But we're – I think we're - I don't have any questions on the other two.

Mr. Benekos: Right.

Mr. DeOrio: If the administration wanted to focus just on that other one.

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Mayor Held: And I think the problem is – and this is really something that we did not cover very well. It became pretty clear to me last week that it's hard to grasp exactly what the projects are because we're verbally speaking on certain things that you know we've been enmeshed with for a long time. And it's hard – it can be hard to understand exactly what each project entails. And so what we're going to have Jim Benekos do is he is going to lay it out each project – project number one, project number two, project number three. He is going to state exactly what is going to be done on each one of those projects, what portion of it will be paid through grant funds. And I feel pretty confident that after we lay it out that you might see it in a different light.

Mr. Davies: I understand that. But what I want to know what would the - number one, you say you're going to widen Main Street up there. Why?

Mr. Benekos: Put a fifth turn lane – center turn lane in there.

Mr. Davies: All the way down for the businesses and so forth, is that what you're saying?

Mr. Benekos: Correct.

Mr. Davies: Okay.

Mr. Benekos: To improve the traffic flow.

Mr. Snyder: What are the amount of...

Mr. Davies: Alright, now hang on, let me ask him...

Mr. Snyder: Inaudible...

Mr. Davies: What's it going to cost to go ahead and widen it, put curbs, resurface it without moving all the – putting the overhead – well you're going to move one to one side of the street and that so you're going to put all the lampposts and the brick and so forth. What's the difference in cost?

Mr. Benekos: Between what and what?

Mr. Davies: Between just widening, putting new curbs and resurfacing and not – and doing away with the brick and lampposts and that sort of thing. What's that take out of it?

Mr. Benekos: I'd have to check into that. That's not the majority of the cost. That's probably ten (10%) to twenty (20%) percent of the cost.

Mr. Davies: Okay so ten (10%) to twenty (20%) percent of three million is \$300,000 or \$600,000, somewhere in there.

Mr. Benekos: Correct.

Mr. Davies: And have we gone back to the company and done anything about these rotted out posts out here that you want to put the same ones back up so that they rot out in three to six years?

Mayor Held: Right – well no, that's not...

Mr. Davies: No, and have we done anything about the brick so that it doesn't heave in the new section like it's heaving in the old section?

Mayor Held: Well let me – let me just – again I – you know we can debate this but it's clear you don't understand what the project entails and that's what I want to do is I want to present it next week so that we can lay it out and then you can make a decision.

Mr. Snyder: You know what else we need – I believe that that intersection of Applegrove and Main is a high accident area – is the second or third highest accident area in the city. Do we have the SCATS on the accidents? And can we bring those along...

Mayor Held: Yea we have those, we can bring those too.

Mr. Snyder: so we know the traffic count and the amount of accidents in the city?

Mr. Revoldt: Yea, I think what we're looking for here is a scope of the project, the rationale for the project. I personally want to know what the condition of the infrastructure we're replace is, how we evaluate it and what its condition is. And I would argue from no other point I think labeling it streetscape sounds as if it's discretionary. I mean if this is infrastructure replacement – if that's what it is then let's talk about it. But Jeff's point – to Jeff's point is that we've got all these other needs and I think not only understanding what the costs are but the other question is how do we pay for it. Do we have a plan that's laid out over the next thirty-six months that shows all our interests – competing interests and how we propose to come up with three hundred or six hundred thousand bucks in 2012. Is that correct?

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Mr. DeOrio: Yes, and to that extent would you know would the Director of Finance be able to give us you know some sort of projection for the next you know - I understand it's all subject to change but you know it's one thing to go blindly in the dark and it's another to have you know a good idea where the walls are when the lights are out.

Mr. Revoldt: I'm buying a life insurance policy from him tonight.

Mr. Zumbar: I can give you projections...

Mr. DeOrio: Just a couple examples.

Mr. Zumbar: But the issue is going to be estimates are not cut - they're not set in stone...

Mr. DeOrio: Right

Mr. Zumbar: They're going to change.

Mr. DeOrio: As we will you know as we may likely see this year.

Mr. Zumbar: You may see - exactly, you may see the estimates change this year.

Mr. Revoldt: Alright, let's do this, let's operate - if you're going to do the estimate, what's the current unemployment rate in Stark County? Is it about eight (8%) percent?

Mr. Snyder: I thought it was ten.

Mrs. Kiesling: Inaudible... to ten.

Mr. Snyder: Ten four (10.4) or something.

Mr. Revoldt: Alright, let's assume ten (10%) percent of the filers in North Canton won't be filing this year because they're unemployed for the entire year. So build that into the budget. I noticed your hair just turned a little grayer. And make it five (5%) percent for the following year so we've got some assumption here that we're going to be - we're going to have higher unemployment. We'll know, frankly as Pat said, by the end April kind of where we are. But it will give you a number to look at in terms of returns. Is there anyone else who needs anything else to discuss on this matter? We've had - we've read it, I need a motion to adopt the second reading of Ordinance 23-09.

Mr. DeOrio moved and Mrs. Kiesling seconded to **adopt the second reading** of Ordinance No. 23-09.

Yes: Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.

No: 0

NEW BUSINESS:

9. Mr. Revoldt: Moving on to New Business, a motion to read by title only, first reading of Ordinance No. 25-09.

Mrs. Kiesling moved and Mr. DeOrio seconded to **read by title only, first reading** of Ordinance No. 25-09. All members present voting:

Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling.

No: 0

Ordinance No. 25-09 - 1st Reading - Community & Economic Development

An ordinance authorizing the Mayor of the City of North Canton to enter into an amended Agreement, originally authorized by Ordinance No. 108-04, by and between the City of North Canton and Reed Funeral Home, Inc. providing for a project and real property tax exemption, to amend the abatement date and declaring the same to be an emergency.

Mrs. Kiesling: Yes, this ordinance was originally passed in '04 we need to amend the dates to commence January of '06 and end December 31, 2015. Any questions concerns?

Mrs. Kiesling: I motion we accept.

Mr. Revoldt: It's been moved, is there a second?

Mr. Davies: Second.

Mrs. Kiesling moved and Mr. Davies seconded to **adopt the first reading** of Ordinance No. 25-09. All members present voting:

Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling, Peters.

No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance No. 25-09.

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Mrs. Kiesling moved and Mr. Davies seconded to **suspend the rules** for Ordinance No. 25-09. All members present voting:
 Yes: Snyder, Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt.
 No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 25-09.

Mr. Davies moved and Mrs. Kiesling seconded to **adopt under suspension of the rules** Ordinance No. 25-09. All members present voting:
 Yes: Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder.
 No: 0

10. Mr. Revoldt: Item 10, a motion to read by title only, first reading of Ordinance No. 26-09.

Mrs. Kiesling moved and Mr. DeOrio seconded to **read by title only, first reading** of Ordinance No. 26-09. All members present voting:
 Yes: DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.
 No: 0

Ordinance No. 26-09 – 1st Reading – Finance & Property

An ordinance authorizing the Mayor of the City of North Canton to enter into an Agreement by and between the City of North Canton ("City") and the Board of Stark County Commissioners ("County") for the American Recovery and Reinvestment Act (ARRA)/Stark County Community Development Block Grant Formula Allocation funding for the North Canton North Main Street, (7th Street to Applegrove) Waterline/Sewer Replacement Project ("Project"), and declaring the same to be an emergency.

Mr. Revoldt: Mr. Snyder.

Mr. Snyder: Mr. President, Members of Council, we discussed this last week. We're applying for a \$375,000 Community Block Grant. The matching part of our commitment will come from the water funds. And that's basically - it will run, as it says, from 7th to Applegrove.

Mr. Revoldt: Any other questions or comments? Seeing none, then a motion to adopt the first reading of Ordinance 26-09.

Mr. DeOrio moved and Mrs. Kiesling seconded to **adopt the first reading** of Ordinance No. 26-09. All members present voting:
 Yes: Foltz, Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio.
 No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance 26-09.

Mr. DeOrio moved and Mrs. Kiesling seconded to **suspend the rules** for Ordinance No. 26-09. All members present voting:
 Yes: Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.
 No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 26-09.

Mr. DeOrio moved and Mrs. Kiesling seconded to **adopt under suspension the rules** Ordinance No. 26-09. All members present voting:
 Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling.
 No: 0

REPORTS:

Mr. Revoldt: Reports – Director of Law.
 Mr. McFarren: No report.

Mr. Revoldt: Director of Finance.
 Mr. Zumbar: No report.

Mr. Revoldt: Director of Administration.
 Mr. Wise: No sir.

Mr. Revoldt: Mr. Mayor.

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, March 9

7:00 p.m.

20 09

Mayor Held: Yes, it was advertised that the pool would be closing August 14th. It is not going to be closing August 14th. It will be sometime a week after at that point. I believe school starts on the 25th. Usually whenever school gets in session the participation decreases significantly and it's a little bit tough to get some of our lifeguards. But it will not be closing the 14th. So if anyone calls it will be at least seven days past the 14th.

Mr. Revoldt: Mr. Benekos.
Mr. Benekos: No report.

Mr. Revoldt: Mr. Bowles.
Mr. Bowles: No report.

Mr. Revoldt: Clerk.
Mrs. Kalpac: No report.

REPORTS – COUNCIL:

Mr. Revoldt: Mr. Foltz.
Mr. Foltz: No report.

Mr. Revoldt: Mr. Peters.
Mr. Peters: No report.

Mr. Revoldt: Mr. Davies.
Mr. Davies: No report.

Mr. Revoldt: Mr. DeOrio

Mr. DeOrio: I just have a question for the Engineer or the Administrator or the Mayor whoever can help me out. But on the street that - off of which I live, Orion, so you know you go north on Main, you turn left at the light at Drug Mart and you've got Family Video on the right, I need to figure out if any of that part of the road is ours because there's a series of like you know potholes as a result of the patch breaking up or whatever and I want to be able to tell the Plain Township hey these aren't ours you need to fix it.

Mr. Wise: The westbound lane?

Mr. DeOrio: This would -- this would be the westbound lane. I know we -- I think we got -- annexed Family Video.

Mrs. Kiesling: No we didn't.

Mr. DeOrio: We did not annex -- that didn't go through.

Mayor Held: Split down the middle I believe. Right?

Mr. DeOrio: Okay, so

Mayor Held: Yea, right down the middle. So the north or the ...

Mr. DeOrio: The north side of the road that's Plain's. Thank you, thank you. That's it.

Mrs. Kiesling: Dave, did you hear that -- did you read about the pool closing on Facebook?

Mayor Held: No.

Mrs. Kiesling: I thought you did.

Mayor Held: Oh, is that ...

Mrs. Kiesling: I got a ton of emails about the pool closing on August 14th.

Mayor Held: Yea.

Mrs. Kiesling: I'm so glad you clarified that.

Mayor Held: Yea, right.

Mrs. Kiesling: I was just going to read what was going around on Facebook.

Mayor Held: Right.

Mrs. Kiesling: It was not pretty by the way. I don't read Facebook...

Mayor Held: Right.

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

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Mrs. Kiesling: somebody emailed it to me but thank you for clarifying that. I will send that back out to all the moms of the City of North Canton. Oh my gosh, I've never in my life – but thank you for that.

Mr. Revoldt: I just stick with Twitter.

Mrs. Kiesling: Oh my gosh, I just – these moms were very, very upset.

Mayor Held: No, that was just a – it was a mistake.

Mrs. Kiesling: Alright, another issue that we're talking about is the Duke station up on North Main Street. We're – I mean if you've driven by recently it's a mess after that recent wind storm and then last night had to make it even worse. It is absolutely falling apart. Tom Hampton went out and took some pictures today. If everybody would – really appreciate everybody looking at them, including the press. We believe this has become a major nuisance. We are trying to be in contact with the Duke facility. We'll hopefully be working on that, but just know if anybody asks you that we are currently working on it. I've actually had two people ask me in the last week about that station. So ...

Mr. Peters: Have we figured out who Bob Fudge is?

Mrs. Kiesling: I have no idea who Bob Fudge is...

Mr. Peters: Okay.

Mrs. Kiesling: But it's written in other places so ... There's a lot of graffiti on it also. But Tom Hampton has been working on it. He took some great pictures for me today. So...

Mr. Snyder: Is that an abandoned vehicle or top on there what is that - is that a truck?

Mrs. Kiesling: Back there, I don't what that is.

Mr. Snyder: Looks like part of truck.

Mrs. Kiesling: A truck, yea. That's it.

Mr. Revoldt: Mr. Snyder:

Mr. Snyder: No, I have nothing. This looks like something from Katrina or something there.

Mrs. Kiesling: It's a mess.

Mr. Snyder: I have no comment.

FINAL CALL FOR NEW BUSINESS:

Mr. Revoldt: Final call for business. I apologize, its 7:35. Chuck is not here. Chuck phoned he said how quick is it going to be, I said very, he said I'm not showing up. So we're done. May I have a motion to adjourn?

ADJOURN:

Mr. Davies moved and Mr. DeOrio seconded to adjourn the council meeting. All members present voting:

Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling, Peters.

No: 0

The meeting adjourned at 7:35 p.m.


PRESIDENT OF COUNCIL

ATTEST:


CLERK OF COUNCIL

3/11/09-gmk